

AUG 22 2023

PUBLIC SERVICE
COMMISSION**Roger & Janelle Nicolai**

2663 Blue Bird Rd.
Falls of Rough, Kentucky 40119

August 22, 2023

Kentucky Public Service Commission
Executive Director
211 Sower Boulevard, P.O. Box 615
Frankfort, Kentucky 40602
Re: Docket #2021-00398

To Whom It May Concern,

We note the Applicants' interest as to whether a new tower site would "resolve our objections".

As was discussed at the evidentiary hearing¹ before the PSC, an eight hundred ("800") foot distance from our house, and a lack of visibility of the tower site, are the criteria whereby our objections can be resolved.

The Motion for Informal Conference submitted by the Applicants speaks of moving "the *tower's center... up to* 200 ("200") feet". The currently proposed tower, itself, is to be located within 600 feet of our home, and moving it "**up to**" 200 feet does not meet the 800' distance discussed before the PSC. Moreover, this *possible movement* does not account for the added infrastructure that will surround the actual tower. This infrastructure (including fencing, etc.) will always be, roughly, 50 feet closer to our home than the tower. It is the tower site, in toto, that we wish to increase our distance from, not the tower *only*.

The tower, itself, would need to be moved a **minimum** of 250' (800' from our house for the **entire site**) to overcome our objections. The site cannot be visible from our house and barns.

¹ Time-stamp, 4:37:23

We have produced multiple economic studies and specific comments regarding the deleterious effect of the proposed tower site on our property value. We have also previously submitted a proposed alternative location for the tower site². By proposing this alternative site we are mitigating; rather than negating or totally alleviating, the damage to our property. This alternative location enables the Newtons to keep their site lease and requires minimal movement on the part of the Applicants. It also overcomes our objections to the currently proposed tower site. This is our “olive branch”.

If the proposed alternative site we (the Intervenor) have submitted— or a site that the Applicants have determined will meet their needs **and overcome our objections**— will not be used, we ask that the PSC would deny the submitted CPCN.

We look forward to participating in efforts to find an appropriate tower site.

Respectfully,

Roger & Janelle Nicolai

² Submitted to the PSC on March 10, 2022:

